

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
SIXTY-THIRD LEGISLATURE

—————
TWENTY-SECOND LEGISLATIVE DAY
MONDAY, FEBRUARY 2, 2015

House of Representatives

The House convened at 11 a.m., the Speaker in the Chair.

Roll call showed 69 members present.

Absent – Nielsen. Total – 1.

Total – 70.

Prayer was offered by Representative Van Orden.

The Pledge of Allegiance was led by Riley Ricks, Page.

3RD ORDER

Approval of Journal

February 2, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Nineteenth Legislative Day and recommend that same be adopted as corrected.

WILLS, Chairman

Mr. Wills moved that the report be adopted. Seconded by Mr. Gannon. Report adopted.

4TH ORDER

Consideration of Messages from the Governor and the Senate

January 30, 2015

Mr. Speaker:

I transmit herewith [S 1012](#) which has passed the Senate.

NOVAK, Secretary

[S 1012](#) was filed for first reading.

5TH ORDER

Report of Standing Committees

February 2, 2015

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed [HJM 2](#), [H 59](#), [H 60](#), [H 61](#), [H 62](#), [H 63](#), [H 64](#), and [H 65](#).

WILLS, Chairman

[HJM 2](#) was referred to the State Affairs Committee.

[H 59](#) and [H 60](#) were referred to the Business Committee.

[H 61](#), [H 62](#), [H 63](#), and [H 64](#) were referred to the Judiciary, Rules, and Administration Committee.

[H 65](#) was referred to the Ways and Means Committee.

There being no objection, the House advanced to the Seventh Order of Business.

7TH ORDER

Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 2

BY STATE AFFAIRS COMMITTEE

A CONCURRENT RESOLUTION

STATING LEGISLATIVE FINDINGS AND COMMEMORATING THE ONE HUNDRED FIFTIETH ANNIVERSARY OF THE BUILDING OF THE EAGLE ROCK BRIDGE, THE FIRST BRIDGE EVER TO CROSS THE SNAKE RIVER, WHICH BEGAN THE FOUNDING OF A SETTLEMENT WHICH WOULD BECOME THE CITY OF IDAHO FALLS.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, in 1865 Matt Taylor, a Montana Trail freighter, built a toll bridge across a narrow black basaltic gorge of the Snake River that succeeded a ferry seven miles upstream by a few years; and

WHEREAS, Taylor's bridge served the new tide of westward migration and travel in the region for settlers moving north and west and for miners, freighters and others seeking riches in the gold fields of Idaho and Montana, especially the boom towns of Bannack and Virginia City in western Montana; and

WHEREAS, mail service postmarks indicate by 1866 the emerging town had become known as Eagle Rock, which was derived from an isolated basalt island in the Snake River, seven miles upstream in the Snake River that was the nesting site for eagles; and

WHEREAS, previous to Taylor's bridge, in 1864, Harry Rickets built and operated a ferry at this location and so this area of crossing at the Snake River was already known as Eagle Rock to those who did business or traveled on the Montana Trail. A private bank (the fourth in Idaho), a small hotel, a livery stable, and an eating house also sprang up near the bridge in 1865, along with the post office and stage station; and

WHEREAS, large-scale settlement ensued and in the next twenty-five years there appeared roads, bridges, dams and irrigation canals that brought much of the Upper Snake River Valley under cultivation and in 1887, following construction of the Oregon Short Line, most of the railroad facilities were removed to Pocatello where the new line branched off, but Eagle Rock was fast becoming the commercial center of an agricultural empire; and

WHEREAS, in 1891 the town voted to change its name to Idaho Falls in reference to rapids below the bridge. Some years later, construction of a retaining wall for a hydroelectric power plant enhanced the rapids into falls. In 1895 the largest irrigation canal in the world, the Great Feeder, began diverting water from the Snake River and aided in converting tens of thousands of acres of desert into green farmland in the vicinity of Idaho Falls; and

WHEREAS, the area grew sugar beets, potatoes, peas, grains, and alfalfa and became one of the most productive regions of the United States; and

WHEREAS, in 1949, the Atomic Energy Commission opened the National Reactor Testing Station in the desert west of the city. On December 20, 1951, a nuclear reactor produced useful electricity for the first time in history and there have been

more than fifty unique nuclear reactors built at the facility for testing, though all but three are shut down now; and

WHEREAS, the Idaho National Laboratory (INL), as it is now known, remains a major economic engine for the city of Idaho Falls, employing more than 8,000 people and functioning as an internationally renowned research center. INL operates and manages the world-famous Advanced Test Reactor (ATR); and

WHEREAS, Idaho Falls serves as a regional hub for health care, retail business, culture, tourism and recreation in eastern Idaho; and

WHEREAS, Idaho Falls was named by *Business Week* as one of the 2010 "Best Places to Raise Kids." In addition, *Forbes.com* selected Idaho Falls as one of the "2010 Best Small Places for Business & Careers" and *Money.CNN.com* included Idaho Falls as one of its "Top 100 Cities in 2010."

NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of the Sixty-third Idaho Legislature, the House of Representatives and the Senate concurring therein, that we honor and recognize the one hundred fiftieth anniversary of the building of the Eagle Rock bridge in 1865, the first bridge ever to span the Snake River and which started the settlement that would become the modern city of Idaho Falls.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to Rebecca Casper, Mayor of the City of Idaho Falls.

HCR 2 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

8TH ORDER

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 66

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO CONCEALED WEAPONS; AMENDING SECTION 18-3302, IDAHO CODE, TO PROVIDE THAT THE SHERIFF SHALL MAIL RENEWAL NOTICES FOR CONCEALED WEAPONS LICENSES; AND AMENDING SECTION 18-3302K, IDAHO CODE, TO PROVIDE THAT THE SHERIFF SHALL MAIL RENEWAL NOTICES FOR ENHANCED CONCEALED WEAPONS LICENSES.

HOUSE BILL NO. 67

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO AN APPLICATION OF THE STATE OF IDAHO UNDER ARTICLE V OF THE UNITED STATES CONSTITUTION FOR A CONVENTION FOR PROPOSING AMENDMENTS TO THE UNITED STATES CONSTITUTION; PROVIDING LEGISLATIVE INTENT; AMENDING TITLE 34, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 16, TITLE 34, IDAHO CODE, TO DEFINE TERMS, TO PROVIDE FOR THE APPOINTMENT OF DELEGATES TO THE CONVENTION, TO PROVIDE FOR THE INSTRUCTION TO, SCOPE AND LIMITATION OF AUTHORITY OF, AND COMPENSATION OF SAID DELEGATES, TO PROVIDE DUTIES OF THE SECRETARY OF STATE AND TO PROVIDE A CITATION.

H 66 and H 67 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1012, by Finance Committee, was introduced, read the first time by title, and filed for second reading.

There being no objection, the House advanced to the Tenth Order of Business.

10TH ORDER

Second Reading of Bills and Joint Resolutions

H 31, by Resources and Conservation Committee, was read the second time by title and filed for third reading.

11TH ORDER

Third Reading of Bills and Joint Resolutions

H 14 - MOTOR VEHICLES

H 14 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Wills to open debate.

The question being, "Shall H 14 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Bell, Beyeler, Boyle, Burtenshaw, Cheatham, Clow, Collins, Crane, DeMordaunt, Gestrin, Gibbs, Hartgen, Hixon, Holtzclaw, Horman, Kauffman, Kerby, Loertscher, Malek, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nye, Palmer, Perry, Raybould, Redman, Romrell, Rudolph, Scott, Shepherd, Sims, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wood, Youngblood, Mr. Speaker. Total – 50.

NAYS – Batt, Chaney, Chew, Dayley, Dixon, Erpelding, Gannon, Harris, Jordan, King, Kloc, Luker, McCrostie, Packer, Pence, Rubel, Rusche, Smith, Wintrow. Total – 19.

Absent – Nielsen. Total – 1.

Total – 70.

Whereupon the Speaker declared that H 14 passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 20 - APPRAISEMENT - LEASE - SALE OF LANDS

H 20 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Dixon to open debate.

The question being, "Shall H 20 pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Malek, McCrostie, McDonald, McMillan, Mendive, Miller,

Monks, Moyle, Nate, Packer, Palmer, Pence, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 64.

NAYS – Gannon, Luker, Nye, Perry, Vander Woude. Total – 5.

Absent – Nielsen. Total – 1.

Total – 70.

Whereupon the Speaker declared that [H 20](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 21](#) - NURSES

[H 21](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Kerby to open debate.

The question being, "Shall [H 21](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 69.

NAYS – None.

Absent – Nielsen. Total – 1.

Total – 70.

Whereupon the Speaker declared that [H 21](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 22](#) - EDUCATION

[H 22](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Kerby to open debate.

The question being, "Shall [H 22](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, King, Kloc, Loertscher, Luker, Malek, McCrostie, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Nye, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Smith, Thompson, Troy, Trujillo, VanOrden, Vander Woude, Wills, Wintrow, Wood, Youngblood, Mr. Speaker. Total – 68.

NAYS – Sims. Total – 1.

Absent – Nielsen. Total – 1.

Total – 70.

Whereupon the Speaker declared that [H 22](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 16](#) - MOTOR VEHICLES

[H 16](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Dixon to open debate.

The question being, "Shall [H 16](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Anderst, Andrus, Barbieri, Bateman, Batt, Bell, Beyeler, Boyle, Burtenshaw, Chaney, Cheatham, Chew, Clow, Collins, Crane, Dayley, DeMordaunt, Dixon, Erpelding, Gannon, Gestrin, Gibbs, Harris, Hartgen, Hixon, Holtzclaw, Horman, Jordan, Kauffman, Kerby, Loertscher, Malek, McDonald, McMillan, Mendive, Miller, Monks, Moyle, Nate, Packer, Palmer, Pence, Perry, Raybould, Redman, Romrell, Rubel, Rudolph, Rusche, Scott, Shepherd, Sims, Thompson, Troy, Trujillo, VanOrden, Wills, Wood, Youngblood, Mr. Speaker. Total – 61.

NAYS – King, Kloc, Luker, McCrostie, Nye, Smith, Vander Woude, Wintrow. Total – 8.

Absent – Nielsen. Total – 1.

Total – 70.

Whereupon the Speaker declared that [H 16](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 35](#) - REVENUE AND TAXATION

[H 35](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Thompson to open debate.

At this time, the Speaker placed the House at ease and introduced Roger S. Burdick, Chief Justice of the Idaho Supreme Court, who delivered the State of the Judiciary Address to the members of the House.

The question being, "Shall [H 35](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Bateman, Bell, Chaney, Collins, Erpelding, Hartgen, Jordan, Kauffman, King, Kloc, McCrostie, Moyle, Nye, Pence, Perry, Raybould, Rubel, Rusche, Smith, Thompson, Trujillo, Wintrow, Wood, Mr. Speaker. Total – 25.

NAYS – Anderst, Andrus, Barbieri, Batt, Beyeler, Boyle, Burtenshaw, Cheatham, Chew, Clow, Crane, Dayley, DeMordaunt, Dixon, Gannon, Gestrin, Gibbs, Harris, Hixon, Holtzclaw, Horman, Kerby, Loertscher, Luker, Malek, McDonald, McMillan, Mendive, Miller, Monks, Nate, Packer, Palmer, Redman, Romrell, Rudolph, Scott, Shepherd, Sims, Troy, VanOrden, Vander Woude, Wills, Youngblood. Total – 44.

Absent – Nielsen. Total – 1.

Total – 70.

Whereupon the Speaker declared that [H 35](#) failed to pass the House and ordered the bill filed in the office of the Chief Clerk.

Mr. Moyle asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places for one legislative day. There being no objection, it was so ordered.

There being no objection, the House advanced to the Sixteenth Order of Business.

16TH ORDER
Adjournment

Mr. Moyle moved that the House adjourn until 11:30 a.m., Tuesday, February 3, 2015. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 12:04 p.m.

SCOTT BEDKE, Speaker

ATTEST:

BONNIE ALEXANDER, Chief Clerk